IN THE HIGH COURT OF JUDICATURE
AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL WRIT PETITION NO.6026 OF 2006

Radha Mohan Pillai ...Petitioner
Vs.
Kalyan Dombivli Municipal Corpn. & Ors. ...Respondents

Mr. S.D. Patil for Petitioner
Ms.Saroj K. Shinde on behalf of Mr. A.S. Rao for Respondent No.1
Mr. R.D. Rane, Govt. Pleader for Respondent No.2

CORAM: SMT.RANJANA DESAI &
SMT.ROSHAN DALVI, JJ.
DATED: 19TH DECEMBER, 2007

P.C.

1. The petitioner has made following prayers :-

"a) By an appropriate writ/order/direction of this Hon'ble Court may direct the Respondent Nos.1 & 2 not to allot/give the Sports Complex of the Respondent No.1 for any other purpose other than purpose for which it is constructed.

b) By an appropriate writ/order/direction of this Hon'ble Court the Respondent No.1 be directed to forthwith cancel the allotment of the Sports Complex in favour of Respondent No.3 for using

the same for Circus."

2. So far as the second prayer is concerned learned AGP Mr. Rane states that the third respondent was permitted to use the Sports Complex for Circus from 25th August, 2006 to 3rd October, 2006. That period has expired. Therefore, this. prayer has become infructuous.

3. So far as the first prayer is concerned it is very widely worded. The petitioner has not stated that the Sports Complex is being given for any other purpose by the respondents. Such prayer therefore, cannot be granted.

4. The Petition is therefore, disposed of in the aforestated terms.

(SMT. ROSHAN DALVI, J.) **(SMT.RANJANA DESAI, J.)**